

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

<b>ROBERT ALAN FRATTA,</b>	§	
	§	
<b>PETITIONER,</b>	§	
<b>V.</b>	§	
	§	
<b>WILLIAM STEPHENS, DIRECTOR TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION,</b>	§	<b>4:13-cv-03438</b>
	§	
	§	<b>Death Penalty Case</b>
	§	
<b>RESPONDENT.</b>	§	

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**MOTION TO WITHDRAW FROM REPRESENTATION**

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TO THE HONORABLE MELINDA HARMON, UNITED STATES DISTRICT JUDGE:

Comes now Melissa Franklin, counsel for Petitioner Robert Fratta and files this Motion to Withdraw from representation of Petitioner Fratta. Ms. Franklin has accepted a position in the United States Court of Appeals for the Eleventh Circuit. She can no longer directly represent Petitioner Fratta but will be available to assist current counsel, Petitioner Fratta, or this Court as needed to transition new counsel onto the case.

After August 7, 2016, Ms. Franklin will be available at:

United States Court of Appeals for the Eleventh Circuit  
Staff Attorney's Office  
56 Forsyth Street NW  
Atlanta, Georgia 30303  
Phone: 404-335-6411  
Fax: 404-335-6412

Respectfully submitted,

MELISSA ANN FRANKLIN

By: /s/ Melissa Ann Franklin  
Melissa Ann Franklin  
State Bar No. 24084919  
1004 West Avenue  
Austin, Texas 78701  
Telephone (512) 766-8390  
Facsimile (512) 309-5936  
ATTORNEY FOR PETITIONER

**VERIFICATION**

I, Melissa Franklin, state that to the best of my knowledge, the facts alleged herein are true and correct, under penalty of perjury, as proscribed by Title 18 U.S.C. § 1746.

/s/ Melissa Ann Franklin  
Melissa Ann Franklin

**CERTIFICATE OF SERVICE**

On July 27, 2016, a copy of this motion was served upon Respondent by ECF filing or U.S. Mail, return receipt requested, addressed to Ellen Stewart-Klein, Assistant Attorney General, Capital Litigation, P.O. Box 12548, Capitol Station, Austin, Texas 78711.

/s/ Melissa Ann Franklin  
Melissa Ann Franklin

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
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**ROBERT ALAN FRATTA,**

**PETITIONER,**

**V.**

**WILLIAM STEPHENS, DIRECTOR  
TEXAS DEPARTMENT OF  
CRIMINAL JUSTICE,  
INSTITUTIONAL DIVISION,**

**RESPONDENT.**

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**4:13-cv-03438**

**Death Penalty Case**

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**ORDER**

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This Court finds the Motion supported by good cause and orders that Attorney Franklin be removed as counsel of record for Petitioner Fratta.

Signed on this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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THE HONORABLE MELINDA HARMON  
UNITED STATES DISTRICT JUDGE